

May 18, 2009

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Board of Public Works and Safety
City of West Lafayette
609 West Navajo Street
West Lafayette, IN 47906

RE: Sycamore Lane Traffic Calming Construction Inspection Sub-Agreement

This Sub-Agreement to the agreement between Butler, Fairman and Seufert, Inc. and the City of West Lafayette dated April 14, 2009 further defines that the two parties agree to the following:

In the event litigation is commenced to enforce any term or condition of this agreement, the prevailing party shall be entitled to reasonable litigation costs including a reasonable attorney fee.

BUTLER, FAIRMAN AND SEUFERT, INC.

Michael A. Smith, Executive Vice President

**CITY OF WEST LAFAYETTE
BOARD OF PUBLIC WORKS AND SAFETY**

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ATTEST:

Judith C. Rhodes, Clerk Treasurer